



11w 3727

PATENT  
ATTORNEY DOCKET NO. 045636-5050

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Inventors: Alan Timothy COLFORD *et al.* )  
)  
Application No.: 09/934,082 ) Group Art Unit: 3727  
)  
Filed: August 22, 2001 ) Examiner: Hylton, R.A.  
)  
For: CONTAINER EQUIPPED WITH AT LEAST )  
ONE DEFORMABLE CLOSURE DEVICE )

Commissioner of Patents and Trademarks  
U.S. Patent and Trademark Office  
Customer Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment and Reply to Office Action dated April 18, 2005 in connection with the above application.
2. Additional Documents:
3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

- ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

| <u>Total Months Requested</u>         | <u>Fee for Extension</u> | <u>[Fee for Small Entity]</u> |
|---------------------------------------|--------------------------|-------------------------------|
| <input type="checkbox"/> one month    | \$ 120.00                | \$ 60.00                      |
| <input type="checkbox"/> two months   | \$ 450.00                | \$ 225.00                     |
| <input type="checkbox"/> three months | \$ 1,020.00              | \$ 510.00                     |
| <input type="checkbox"/> four months  | \$ 1,590.00              | \$ 795.00                     |
| <input type="checkbox"/> five months  | \$ 2,160.00              | \$1,080.00                    |

Extension of time fee due with this request: \$\_\_\_\_\_.

If an additional extension of time is required, please consider this a Petition therefor.

- ☐ An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Payment

☐ The Commissioner is hereby authorized to charge \$ to Deposit Account 50-0310.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR § 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: July 6, 2005

By: 

Mark J. Sullivan

Reg. No. 54,478

**CUSTOMER NO. 09629**

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Washington, D.C. 20004  
202-739-3000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Nicholas Alan Timothy COLFORD, et al.

Application No. 09/934,082

Filed: August 22, 2001



)  
)  
) Confirmation No.: 7370

)  
) Group Art Unit: 3727

)  
) Examiner: R. A. Hylton

For (As Amended): CONTAINER EQUIPPED WITH AT LEAST  
ONE DEFORMABLE CLOSURE DEVICE

U.S. Patent and Trademark Office

**Box Non-Fee Amendment**

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT**

Sir:

In response to the Office Action mailed April 18, 2005, Applicant submits the following amendments and remarks for entry in the record of the above-captioned application.

A Listing of the Claims begins on page 2 of this amendment.

Remarks begin on page 5 of this amendment.

Conclusions begin on page 7 of this amendment.